

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Pacific Gas and Electric Company (U 39M) for Approval of Leases to Allow CalPeak Power, LLC To Site Generator Plants on Utility Owned Land Adjacent to Substations.

Application 01-06-043

RULING SETTING HEARING ON SANCTIONS

Pursuant to Ordering Paragraph 6 of Decision (D.)01-08-070, a hearing on the issue of sanctions is set for Tuesday, February 19, 2002 at 10:00 a.m. The primary purpose of this hearing is the development of the evidentiary record on the issue of sanctions. Accordingly, Pacific Gas & Electric Company (PG&E) shall ensure that it has witnesses at the hearing who are familiar with the documents produced in response to Ordering Paragraph 4 of D.01-08-070, and PG&E shall bring to the hearing at least three sets of copies of those documents. In addition, as ordered in D.01-08-070, a representative of CalPeak Power, LLC, with knowledge of the underlying transactions shall attend the hearing.

If PG&E or any other party wishes to present additional written or documentary evidence at the hearing, beyond the documents already produced by PG&E, such evidence will be served on the ALJ and all parties at least one week prior to the hearing. This requirement applies only to evidence; legal briefs or other substantive legal arguments shall be made only after the hearing.

IT IS RULED that a hearing on the issue of sanctions is set for Tuesday, February 19, 2002 at 10:00 a.m., in the Commission Courtroom, 505 Van Ness Avenue, San Francisco, California, as described above.

Dated October 5, 2001, at San Francisco, California.

/s/PETER V. ALLEN

Peter V. Allen
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Ruling Setting Hearing on Sanctions on all parties of record in this proceeding or their attorneys of record.

Dated October 5, 2001, at San Francisco, California.

/s/MAUREEN S. LITTLE

Maureen S. Little

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.